

6-14-01

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## PATENT APPLICATION

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket No: 27866/37501



## CONTINUING APPLICATION TRANSMITTAL UNDER 37 CFR 1.53(b)

Box Patent Application  
Commissioner for Patents  
Washington, D.C. 20231

Sir:

This is a request under 37 CFR 1.53 for filing a

- ☒ continuation application.  
☐ divisional application.

## 1. Particulars of Prior Application

Application Serial No: 09/099,639  
Filed on: June 18, 1998  
Title: PROTOCADHERIN MATERIALS AND METHODS  
Art Unit: 1647  
Examiner: David Romeo  
Prior Docket No.: 27866/34703

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**CERTIFICATION UNDER 37 CFR 1.10**

I hereby certify that this Continuing Application Transmittal Under 37 CFR 1.53(b) and the documents referred to as enclosed therewith are being deposited with the United States Postal Service on **June 13, 2001**, in an envelope addressed to the Commissioner for Patents, Washington, D.C. 20231 utilizing the "Express Mail Post Office to Addressee" service of the United States Postal Service under Mailing Label No. EL 564 460 414 US.

  
Richard Zimmermann

2. This request is filed by:

1. Full Name of Inventor	Family Name Shintaro	First Given Name Suzuki	Second Given Name
Residence & Citizenship	City Torrance	State or Foreign Country California	Country of Citizenship Japan
Post Office Address	Post Office Address 5501 Arvada Street	City Torrance	State & Zip Code/Country California/90505/USA
2. Full Name of Inventor	Family Name	First Given Name	Second Given Name
Residence & Citizenship	City	State or Foreign Country	Country of Citizenship
Post Office Address	Post Office Address	City	State & Zip Code/Country
3. Full Name of Inventor	Family Name	First Given Name	Second Given Name
Residence & Citizenship	City	State or Foreign Country	Country of Citizenship
Post Office Address	Post Office Address	City	State & Zip Code/Country

- ☐ This application is being filed by less than all the inventors named in the prior application. An accompanying statement requests deletion of the name(s) of the person(s) who are not inventors of the invention being claimed in this application.

3. **Amendments**

- ☒ Amend the specification by inserting before the first line the sentence:  
--This is a **Continuation** of U.S. application Serial No. 09/099,639, filed June 18, 1998, which in turn is a **Divisional** of U.S. application Serial No. 08/268,161, filed June 27, 1994, which in turn is a **Continuation-In-Part** of International application No. PCT/US93/12588, filed December 23, 1993, which in turn is a **Continuation-In-Part** of U.S. application Serial No. 07/998,003, filed December 29, 1992.--
- ☐ Cancel claims \_\_\_\_\_ in the prior application before calculating the filing fee.
- ☐ A Preliminary Amendment is enclosed.
- ☐ The filing fee is based upon entry of the foregoing amendment(s) (if any).

4. **Copy of Prior Application**

The enclosed is a copy of the prior complete application, including the specification (with claims), drawings, the oath or declaration, and any amendments referred to in the oath or declaration filed to complete the prior application.

5. **Incorporation By Reference**

The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under paragraph 4, above, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

6. **Priority**

- ☐ Priority of application No. \_\_\_\_\_, filed on \_\_\_\_\_ in \_\_\_\_\_ is claimed under 35 USC 119.
- ☐ The certified copy(ies) was(were) filed in prior U.S. application Serial No. \_\_\_\_\_.
- ☐ The certified copy(ies) has(have) not been filed.

7. **Assignment**

- ☒ The prior application is assigned of record to Doheny Eye Institute, and has been recorded at Reel No. 7569, Frame No. 0779.

8. **Small Entity Status**

- ☒ Applicant claims small entity status. See 37 CFR 1.27.
- ☐ A small entity statement is(are) attached.

9. Application to Be Published

☒ Yes.

☐ No. A Request and Certification Under 35 U.S.C. §122(b)(2)(B)(i) is attached.

10. Fee Calculation

CLAIMS AS FILED - INCLUDING PRELIMINARY AMENDMENT (IF ANY)						
			SMALL ENTITY		OTHER THAN A SMALL ENTITY	
	NO. FILED	NO. EXTRA	RATE	FEE	RATE	FEE
BASIC FEE				\$355.00		\$710.00
TOTAL	50 - 20	= 30	X 9 =	\$270.00	X 18 =	\$
INDEP.	20 - 3	= 17	X 40 =	\$340.00	X 80 =	\$
<input checked="" type="checkbox"/> First Presentation of Multiple Dependent Claim			+ 135 =	\$135.00	+ 270 =	\$
Filing Fee:				\$1100.00	OR	\$

11. Method of Payment of Fees

☒ Attached is a check in the amount of: \$1100.00

☐ Charge Deposit Account No. 13-2855 in the amount of: \$ \_\_\_\_\_  
A copy of this Transmittal is enclosed.

12. Deposit Account and Refund Authorization

The Commissioner is hereby authorized to charge any deficiency in the amount enclosed or any additional fees which may be required during the pendency of this application under 37 CFR 1.16 or 37 CFR 1.17 to Deposit Account No. 13-2855. A copy of this Transmittal is enclosed.

Please refund any overpayment to Marshall, O'Toole, Gerstein, Murray & Borun at the address below.

13. Correspondence Address

Customer No.: 04743

Respectfully submitted,

MARSHALL, O'TOOLE, GERSTEIN,  
MURRAY & BORUN  
6300 Sears Tower  
233 South Wacker Drive  
Chicago, Illinois 60606-6402  
(312) 474-6300  
(312) 474-0448 (Telefacsimile)

By:

*Greta E. Noland*

Greta E. Noland


Reg. No: 35,302

June 13, 2001

PATENT APPLICATION

27866/37501

IN THE UNITED STATES  
PATENT AND TRADEMARK OFFICE

Application of: ) "EXPRESS MAIL" Mailing Label  
) No. EL 564 460 414 US.  
Shintaro Suzuki )  
) I hereby certify that this paper (or fee) is  
) being deposited with the United States  
Serial No.: To be determined ) Postal Service "EXPRESS MAIL POST  
) OFFICE TO ADDRESSEE" service  
) under 37 C.F.R. §1.10 on the date  
Filed: Herewith ) indicated below and is addressed to the  
) Commissioner for Patents, Washington,  
For: PROTOCADHERIN ) D.C. 20231, on this date,  
MATERIALS AND METHODS )  
) June 13, 2001  
Group: To be determined )  
)  
Examiner: To be determined )  
)   
) Richard Zimmermann

REQUEST UNDER 37 C.F.R. §1.821(e)

Commissioner for Patents  
and Trademarks  
Washington, D.C. 20231

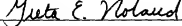
Sir:

The sequence listing for the above-identified patent application is the same as the sequence listing for prior U.S. patent application Serial No. 09/099,639 filed June 18, 1998. Applicant hereby requests that the computer readable form of the sequence listing for the prior application be used as the computer readable form for the above-identified patent application.

Respectfully submitted,

MARSHALL, O'TOOLE, GERSTEIN,  
MURRAY & BORUN

June 13, 2001

By:   
Greta E. Noland  
Registration No. 35,302  
6300 Sears Tower  
233 South Wacker Drive  
Chicago, Illinois 60606-6402  
(312) 474-6300